

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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REGUS MANAGEMENT GROUP, LLC,
a Delaware limited liability company, and
RGN-NEW YORK XLI, LLC, a Delaware
limited liability company,

Plaintiffs,

-against-

SCHEDULING ORDER

19-CV-6766 (VEC) (KHP)

JULIAN PEREZ, ALLISON MCCARTHY,
ARIEL ALCANTARA, and HEAVY GRIND
STUDIO, LLC, a New York limited liability
company,

Defendants.

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KATHARINE H. PARKER, UNITED STATES MAGISTRATE JUDGE

WHEREAS, the President of the United States has declared a national emergency due to
the spread of the COVID-19 virus; and

WHEREAS, the Centers for Disease Control have noted that the best way to prevent
illness is to avoid exposure to the COVID-19 virus;

NOW, THEREFORE, in order to protect public health, reduce unnecessary travel, and
minimize the risk of exposure while promoting the "just, speedy, and inexpensive
determination of every action and proceeding," Fed. R. Civ. P. 1;

It is hereby ORDERED, pursuant to Fed. R. Civ. P. 30(b)(3) and (b)(4), that all depositions
in this action may be taken via telephone, videoconference, or other remote means, and may
be recorded by any reliable audio or audiovisual means. This order does not dispense with the
requirements set forth in Fed. R. Civ. P. 30(b)(5), including the requirement that ("[u]nless the

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parties stipulate otherwise") the deposition be "conducted before an officer appointed or designated under Rule 28," and that the deponent be placed under oath by that officer. In light of the current pandemic, the court reporter may attend the deposition and administer the oath via the same remote means (*e.g.*, telephone conference call or video conference) used to connect all other remote participants, and so long as all participants (including the officer) can clearly hear and be heard by all other participants.

It is further ORDERED, pursuant to Fed. R. Civ. P. 16(b)(4), that all unexpired deadlines for the completion of fact depositions, fact discovery, expert depositions, expert discovery, and/or all discovery are hereby EXTENDED for a period of 60 days, together with all post-discovery deadlines previously set by this Court.

Nothing in this Order prevents the parties from seeking to further modify the pretrial schedule in this action in light of the COVID-19 pandemic (or for any other good cause). Prior to seeking such relief, the parties must, as always, meet and confer (via remote means) in a good faith effort to reach agreement on how best to fulfil the goals of Rule 1 while avoiding unnecessary health risks.

SO ORDERED.

Dated: March 17, 2020
New York, New York



KATHARINE H. PARKER
United States Magistrate Judge